IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.131 OF 1985

M/s.Sanmit Investments Pvt. Ltd...Plaintiff

Vs.

M/s.Advertising Consultants (India) Ltd..Defendants

Mr. Ruben Fernandes for the Plaintiff
Mr. Devverta Singh i/b. Thakkordas & Madgavkar for the Defendants.

CORAM: F.I. REBELLO, J.
DATE : 1st September,2005

P.C.

1. Defendants have failed to file written statement. However, from the order dated 28th July, 1987 it is clear that the defendants had handed over possession to the Commissioner appointed by the Supreme Court on 11th May, 1987. The only issue was in the matter of payment of Rs.3,21,600/-. On behalf of the plaintiffs their learned Counsel states that they have tried to contact the plaintiffs, but unable to contact them. Counsel places on record letters sent by courier which has been returned as also copy of the letter. Counsel for the plaintiffs to file xerox copy of the said documents on record. Considering that the Counsel for the plaintiffs is unable to obtain necessary instructions, relief as prayed for cannot be considered. Hence, suit dismissed.

There shall be no order as to costs.

(F.I. REBELLO, J.)